



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS

Voting Members:

Ron Menor, Chair
Carol Fukunaga, Vice-Chair
Ikaika Anderson
Brandon Elefante
Ann H. Kobayashi
Joey Manahan
Kymberly Marcos Pine
Heidi Tsuneyoshi
Tommy Waters

AGENDA

REGULAR MEETING
CITY COUNCIL CHAMBER
TUESDAY, JUNE 16, 2020
1:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Ninth Supplementary Proclamation issued by Governor David Ige on June 10, 2020, relating to the COVID-19 pandemic, in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting:

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

Except as provided below for persons wishing to present in-person oral testimony, members of the public will not be allowed into the meeting room, but may view the meeting on a live broadcast. The meeting will be viewable: (1) on monitors situated outside of the meeting room; (2) by internet live streaming through www.honolulu-citycouncil.com and <http://olelo.granicus.com/MediaPlayer.php?publishid=92>; and (3) by televised live broadcast on Olelo TV Channel 54.

Members of the public gathered outside the meeting room shall comply with the Social Distancing Requirements set forth in Governor Ige's Ninth Supplementary Proclamation dated June 10, 2020, and Mayor Kirk Caldwell's Emergency Order No. 2020-14 dated May 28, 2020.

After the meeting, the meeting will be viewable at <http://www.honolulu-citycouncil.tv/>. Copies of older meeting videos may be requested by calling the City Clerk's Office at 768-5822, charges may apply.

Some members of the committee and presenters may be participating in the meeting by interactive conference technology from remote locations.

ORAL TESTIMONY

Oral testimony will be permitted on all items on the agenda, subject to the following restrictions:

1. In-person testifiers will not be allowed into the meeting room until it is their turn to testify. Testifiers may follow the meeting on a video monitor outside the meeting room. When a testifier's name is called, the testifier may enter the meeting room to provide oral testimony and must leave immediately thereafter.

Committee on Executive Matters and Legal Affairs Agenda
Tuesday, June 16, 2020

Persons wishing to testify are requested to register by 1:00 p.m. as follows:

- a. On-Line at <http://www.honolulu.gov/ccl-testimony-form.html>;
- b. By faxing to 768-3826 your name, phone number, and subject matter; or
- c. By calling 768-3119.

In-person registration is not available.

Persons who have not registered to testify by 1:00 p.m. will be given an opportunity to speak on an item following oral testimonies of the registered speakers. They must wait in line outside the meeting room until the next testifier is called, and they must leave immediately after presenting their testimony.

2. Persons may submit oral testimony remotely through the Webex platform. To participate, persons should visit www.webex.com, click "Join," enter meeting number **1462169056**, and complete the registration process. Registrants will receive an email that contains links and information on joining the meeting by either phone or video conference. Remote testifiers are strongly encouraged to register at least 24 hours before the start of the meeting.
3. Each speaker may not have anyone else read their statement and is limited to a **one-minute** presentation.

WRITTEN TESTIMONY

Written testimony may be faxed to 768-3826 or transmitted via the internet at <http://www.honolulu.gov/ccl-testimony-form.html> for distribution at the meeting.

If submitted, written testimonies, including the testifier's address, e-mail address and phone number, will be available to the public on both the City's Council's pilot website: <http://www.honolulucitycouncil.com> as well as the City's legacy DocuShare Website. Written testimony will not be accepted in person at the meeting.

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MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("*board packet*" under HRS Section 92-7.5) are available for public inspection in the hallway bookshelf next to the Council Information and Records Section's service window at Room 202 in Honolulu Hale (530 S. King St.). The materials in the board packet also are accessible at www.honolulucitycouncil.com by clicking on the link for each item on the online agenda for the meeting.

Accommodations are available upon request to persons with disabilities, please call 768-3119 or send an email to irene.limos@honolulu.gov at least three working days prior to the meeting.

FOR ACTION

1. **RESOLUTION 20-63 – APPOINTMENT OF JAMIE K. TANIMOTO.** Relating to the Council's Appointment of Jamie K. Tanimoto to serve on the Clean Water and Natural Lands Advisory Commission of the City and County of Honolulu.

Related communication:

CC-52 Nomination submitted by Councilmember Elefante.

2. **RESOLUTION 20-66 – REAPPOINTMENT OF JASON KEKAHI "KAHI" PACARRO.** Relating to the Council's reappointment of Jason Kekahi "Kahi" Pacarro to serve on the Clean Water and Natural Lands Advisory Commission of the City and County of Honolulu.

Related communication:

CC-68 Nomination submitted by Councilmember Elefante.

3. **RESOLUTION 20-150 – APPOINTMENT OF JOSEPH P. UNO.** Relating to an appointment to the Honolulu Authority for Rapid Transportation Board of Directors.

4. **RESOLUTION 20-149 – ACQUISITION BY EMINENT DOMAIN OF INTERESTS IN REAL PROPERTY.** Relating to the Honolulu Authority for Rapid Transportation's notification regarding the acquisition by eminent domain of interests in real property.

Related communication:

D-358 Honolulu Authority for Rapid Transportation.

5. **RESOLUTION 19-329 – CHARTER AMENDMENT RELATING TO THE CREATION OF A YOUTH COMMISSION.** Initiating Amendments to the Revised Charter of the City and County of Honolulu 1973 (2017 Edition), as amended, relating to the creation of a Youth Commission. (Resolution passed First Reading on 1/29/20)

PROPOSED CD1 TO RESOLUTION 19-329 (Submitted by Councilmember Menor) – The CD1 (OCS2020-0579/6/10/2020 1:08 PM) – makes the following amendments:

A. Amends subsection 1 of the new section by:

1. Requiring members who have attained the age of majority at the time of appointment to comply with the voter registration provision of Section 13-103.1(a), and
2. Exempting any member who has not attained the age of majority at the time of appointment from filing financial disclosures required by ordinance until attaining the age of majority, the relevant portion of the subsection 1 to read as follows:

Section 6- .Youth Commission –

1. There shall be a youth commission consisting of fifteen members, each of whom shall be between the ages of fourteen to twenty-four years at the time of appointment and shall serve for staggered terms of two years. The commission and its members shall not be subject to Section 13-103; provided that members who have attained the age of majority at the time of appointment must be duly registered voters of the city. Any member who has not attained the age of majority at the time of appointment shall be exempt from filing any financial disclosures required by ordinance until attaining the age of majority. . . .

B. Makes miscellaneous technical and nonsubstantive amendments.

6. **RESOLUTION 19-331 – CHARTER AMENDMENT RELATING TO THE HONOLULU ETHICS COMMISSION.** Initiating Amendments to the Revised Charter of the City and County of Honolulu 1973 (2017 Edition), relating to the Honolulu Ethics Commission. (Resolution passed second reading and public hearing held on 6/3/20)

7. **RESOLUTION 20-83, FD1 – CHARTER AMENDMENT RELATING TO THE ETHICS COMMISSION STAFF.** Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (2017 Edition), as amended, relating to the Ethics Commission Staff. (Resolution passed second reading and public hearing on 6/3/20)

EXECUTIVE SESSION

The Committee anticipates going into Executive Session pursuant to Hawaii Revised Statutes Sections 92-4 and 92-5(a)(4), to consult in a closed meeting with the attorneys for the Council Executive Matters and Legal Affairs Committee on questions and issues pertaining to claims and other matters on the Council's powers, duties, privileges, immunities and/or liabilities.

8. Briefing on *Civil Beat Law Center for the Public Interest, LLC vs. City and County of Honolulu and Honolulu City Council*, Civil No. 19-1-1695-10 (Circuit Court); and Discussion Regarding Office of Information Practice Opinions OIP Op. Ltr. F20-3 and S Memo 20-4
9. Request for authorization to settle a case against the City and County of Honolulu entitled Parsons RCI, Inc. v. City and County of Honolulu, Civil No. 18-1-1057-07 DEO (Cir. Ct.)
10. Request for authorization to settle a case against the City and County of Honolulu entitled Jane K. Stinson v. City and County of Honolulu, et al., Civil No. 18-1-1288 (JMT) (Cir. Ct.)

RON MENOR, Chair
Committee on Executive Matters and
Legal Affairs